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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

R. ALEXANDER ACOSTA, SECRETARY  
OF LABOR, UNITED STATES  
DEPARTMENT OF LABOR,

Plaintiff,

GINGER GREEN, INC., a corporation; AQUA  
FASHION, INC., a corporation; CHANG LEE,  
an individual; HYE KYUNG LEE, an  
individual; HAE LEE, an individual; GILSU  
PARK, an individual; JE FASHION, INC., a  
corporation; KYU YOUNG YOO, an  
individual,

Defendants.

Case No.: 2:18-cv-4098-ODW-SK

~~PROPOSED~~ PRELIMINARY  
INJUNCTION

This matter came before the Court on the application of the United States  
Secretary of Labor for a temporary restraining order under Federal Rule of Civil  
Procedure 65 and Section 17 of the Fair Labor Standards Act of 1938 (“FLSA”), 29  
U.S.C. § 217, and an order for Defendants Ginger Green, Inc. (“Ginger G”), Aqua

1 Fashion, Inc. (“Aqua”), JE Fashion, Inc. (“JE”), Chang Lee, Hye Kyung Lee, Hae Lee,  
2 Gilsu Park, and Kyu Young Yoo to show cause why a preliminary injunction should not  
3 issue enjoining them from violating the hot goods and investigative provisions of the  
4 FLSA, 29 U.S.C. §§ 215(a)(1), 211(a).

5 On May 18, 2018, the Court issued a Temporary Restraining Order (ECF No. 10)  
6 and an Order to Show Cause Why a Preliminary Injunction Should Not Issue (ECF No.  
7 11). On May 30, 2018, the Court held oral argument.

8 Defendants failed to show cause why a preliminary injunction should not issue.  
9 Thus, the Court **GRANTS** the preliminary injunction as follows:

10 1. Defendants Aqua and JE are enjoined and restrained from shipment of all  
11 goods for two weeks to allow the Secretary to determine that goods were produced in  
12 compliance with the FLSA.

13 2. Defendants are enjoined and restrained from shipment of all Ginger G  
14 goods until Ginger G provides sufficient records to allow the Secretary to determine, and  
15 the Secretary does determine, that goods were produced in compliance with the FLSA,  
16 including all documents responsive to the April 20, 2018 Subpoena, open purchase  
17 orders including those for HJ Fashion, Inc., production sheets, records showing all  
18 payments made in the last three months, and records showing garments produced outside  
19 the United States. The Secretary shall make his determination within two weeks of  
20 receiving Ginger G’s records.

21 3. Defendant Chang Lee shall be available for deposition within two weeks of  
22 the time that Ginger G has produced all records to the Secretary.

23 4. Defendants are enjoined and restrained from violating the provisions of  
24 Section 15(a)(1) of the Fair Labor Standards Act (“FLSA”), 29 U.S.C. § 215(a)(1), in  
25 any of the following manners: Defendants shall not transport, ship, deliver, or sell in  
26 commerce, or offer to do so, any goods produced by any employees who were not paid  
27 the required minimum wage or overtime in violation of Sections 6 and 7 of the FLSA,  
28 29 U.S.C. §§ 206, 207. Specifically:

- 1 a. Defendants Ginger G, Chang Lee, Hae Lee, and Hye Kyung Lee are  
2 enjoined and restrained from using domestic sewing contractors to  
3 produce Ginger G goods until they confirm that the contractor pays  
4 employees for all hours worked, regular and overtime, at the rates  
5 prescribed by law.
- 6 b. Defendants Ginger G, Chang Lee, Hae Lee, and Hye Kyung Lee shall  
7 require all contractors with whom they do business to maintain accurate  
8 time records, production records, piece rate records and payroll records  
9 on the contractor's premises and submit those records on a weekly basis.
- 10 c. Defendants Ginger G, Chang Lee, Hae Lee, and Hye Kyung Lee shall  
11 hire an independent monitor, such as Worker Rights Consortium, to  
12 monitor all domestic contractors at least quarterly to determine its  
13 contractors' compliance with the FLSA. Ginger G shall provide  
14 monitoring reports to all Ginger G retailers, including TJX, Companies,  
15 Inc., and to the Department of Labor upon request.

16 5. Defendants are enjoined and restrained from interfering with or obstructing  
17 the Secretary's investigation under Section 11(a) of the FLSA, 29 U.S.C § 211(a).

18  
19 IT IS SO ORDERED.

20  
21 Dated this 4th day of June, 2018.

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25 UNITED STATES DISTRICT JUDGE  
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I further certify I served the **PROPOSED PRELIMINARY INJUNCTION** in a sealed envelope, via UPS, and addressed to the people hereinafter named, at the places and addresses stated below:

Gilsu Park  
6600 S. Avalon Blvd., Unit B-2,  
Los Angeles, California 90003.

By: /s/ Susan Seletsky  
SUSAN SELETSKY